

5 November 1997

Re: NEPA Technical Inquiry 0167 - Truth in Negotiations Act

Dear NEPA Call-In User:

This letter is in response to your September 29, 1997 request for a copy of the Truth in Negotiations Act (TINA) and its implementing regulations.

SUMMARY OF FINDINGS

NEPA Call-In hand delivered an electronic copy of TINA to you on October 16, 1997. We determined there are no implementing regulations for TINA. Federal and Department of Defense (DoD) acquisition regulations are included in the Federal Acquisition Regulation (FAR), Title 48 Code of Federal Regulations (CFR) Chapter 1; and the Department of Defense (DoD) Federal Acquisition Regulation Supplement (DFARS), Title 48 CFR Chapter 2.

DETAILED FINDINGS

NEPA Call-In searched the U.S. House of Representatives Internet Law Library, United States Code (USC), and found that TINA is codified in Title 10 USC Sections 2304, "Contracts: competition requirements;" 2306, "Kinds of Contracts;" 2310, "Determinations and decisions;" and 2311, "Assignment and delegation of procurement functions and responsibilities." We provided these sections to you on 3.5" diskette in Microsoft Word 6.0 format on October 16, 1997.

We also found that the implementing regulations for TINA were included in Title 32 CFR 163, "Defense Contract Financing Regulations"; however, these regulations were removed in September 1991 according to the Federal Register (FR), Volume 58 Number 172, Thursday, September 5, 1991, page 43871 (enclosed). The FR stated Federal and DoD acquisition regulations are included in the FAR, Title 48 CFR Chapter 1; and DFARS, Title 48 CFR Chapter 2.

In a follow up call to you, you stated you would not require a copy of the FAR and DFARS.

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Sincerely,

(Original Signed)

NEPA Call-In Researcher